

Court of Appeals, State of Michigan

ORDER

In re Doyle O'Connor and Paul Mitchell

Michigan Civil Rights Initiative v Board of State Canvassers

Docket No. 264204

LC No. 00-000000

Henry William Saad
Presiding Judge

Mark Cavanagh

Kathleen Jansen
Judges

This Court issued an order on April 3, 2006, that directed Doyle O'Connor and Paul Mitchell to appear personally before the Court on June 8, 2006, to show cause why they should not be held in criminal contempt of this Court for their failure to vote to certify the Michigan Civil Rights Initiative petition at the December 14, 2005, meeting of the Board of State Canvassers. The order stated that the separate charges against each of the two board members were that each "acted in direct violation of this Court's order of December 7, 2005, when he voted 'no' on the motion to certify the petition."

The April 3, 2006 order further stated that "[i]n lieu of appearing at the show cause hearing, O'Connor and Mitchell may each pay a fine of \$250.00, which is the statutory maximum fine authorized for a finding of criminal contempt, MCL 600.1715(1). The payment of the aforementioned fine shall be deemed an admission of contempt." Pursuant to the order, if the statutory fine is paid before June 1, 2006, the payor need not appear at the June 8 hearing.

On May 30, 2006, Paul Mitchell paid to this Court the statutory fine of \$250.00 and filed documentation acknowledging that this Court would deem his payment to be an admission of criminal contempt.

Paul Mitchell having paid the statutory fine, the Court finds that Paul Mitchell has admitted criminal contempt of this Court.

The June 8, 2006, show cause hearing against Paul Mitchell is DISMISSED, the statutory fine having been paid to the Court before June 1, 2006.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

MAY 31 2006
Date

Sandra Schultz Mengel
Chief Clerk